

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

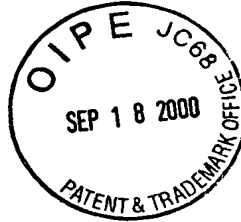
RECEIVED

In re Patent Application of

FODOR et.al.

Appln. No. 09/585,659

Filed: June 2, 2000



SEP 20 2000

TECH CENTER 1600/2900

Group Art Unit: 1655

Examiner: S. Zitomer

FOR: PRODUCTS FOR DETECTING NUCLEIC ACIDS

* * *

September 18, 2000

THIRD PRELIMINARY AMENDMENT

Hon. Commissioner of Patents
Washington, D.C. 20231

Sir:

Entry and consideration of the following amendments and remarks are respectfully requested.

IN THE SPECIFICATION:

Kindly amend the substitute specification as follows.

Page 8, lines 14-17, delete in its entirety "Fig. 2 illustrates the proper function of a VLSIPS™ Technology nucleotide synthesis. Fig. 3 illustrates the proper function of a VLSIPS™ Technology nucleotide synthesis."; and

line 18, replace "Fig. 4" with --Fig. 2--.

Page 42, line 37, replace "Figure 4" with --Fig. 1--.

Page 90, line 5, replace "Figure 4" with --Fig. 1--.

Page 105, line 23, delete "(see Fig. 2 and Fig. 3)" in its entirety.

Page 107, line 2, replace "Fig. 4" with --Fig. 2--.

Page 108, line 1, replace "Fig. 4A" with --Fig. 2A--;

line 4, replace "Fig. 4B" with --Fig. 2B--;

line 7, replace "Fig. 4C" with --Fig. 2C--;

line 11, replace "Fig. 4D" with --Fig. 2D--;

line 14, replace "Fig. 4E" with --Fig. 2E--; and

line 16, replace "Fig. 4M" with --Fig. 2M--.

IN THE DRAWINGS:

Kindly delete Figures 2 and 3, and renumber Figure 4 as Figure 2.

REMARKS

Claims 26-69 are pending.

The references on pages 42 and 90 of the substitute specification to original Fig. 4 as illustrating the “simple flow chart of data analysis” are typographical mistakes and have been corrected in both instances to Fig. 1. It is submitted that no new matter has been added to the original disclosure by these amendments.

Figures 2-3 have been deleted because they are not needed to support the claimed invention. The Examiner’s approval of this drawing change is respectfully requested as she agrees that those drawings are not required. The specification has been amended accordingly to delete references to Figures 2-3 and to renumber Figure 4.

Formal drawings are being submitted herewith for review by the Official draftsman.

An early and favorable examination on the merits is earnestly solicited.

Respectfully submitted,

Cushman Darby & Cushman IP Group of
PILLSBURY MADISON & SUTRO, L.L.P.

By


Paul N. Kokulis

Reg. No. 16,773

Telephone: (202) 861-3503

Facsimile: (202) 822-0944

PNK/GRT:maf
1100 New York Avenue, N.W.
Ninth Floor – East Tower
Washington, D.C. 20005